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**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**Docket Number (Optional)
J&J-102USI hereby certify that this correspondence is being electronically
transmitted to the United States Patent and Trademark Officeon April 16, 2008Signature Christine Clarke-RobinsonTyped or printed name Christine Clarke-Robinson

In re Application of

Hua Tang et al.

Application Number

10/695,291

Filed

October 28, 2003

For

PROPOFOL WITH CYSTEINE

Art Unit

1612

Examiner

Carlic K. HuynhApplicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the
Examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

\$ 510.00Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is
reduced by half, and the resulting fee is:

\$ _____



A check in the amount of the fee is enclosed.



Payment by credit card.

The Director has already been authorized to charge fees in this application to a Deposit Account.
I have enclosed a duplicate copy of this sheet.The Director is hereby authorized to charge any additional fees which may be required, or credit any
overpayment to Deposit Account No. 18-0350.

A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

**WARNING: Information on this form may become public. Credit card information should not be included on this
form. Provide credit card information and authorization on PTO-2038.**

I am the



applicant/inventor.

Signature

Phillip E. Gonzalez

Typed or printed name



assignee of record of the entire interest.

See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)attorney or agent of record. Registration Number: 55,213610 407-0700

Telephone Number



attorney or agent acting under 37 CFR 1.34.

Registration number if acting under 37 CFR 1.34. _____

April 16, 2008

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.
Submit multiple forms if more than one signature is required, see below.

*Total of _____ forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.